

Applicant or Patentee: Jeannette Whitcomb Attorney's
 Serial or Patent No.: Not Yet Known Docket No.: 56534-B/JFW/JSG
 Filed or Issued: Herewith
 Title of Invention or Patent: MEANS AND METHODS FOR MONITORING NON-NUCLEOSIDE REVERSE
 TRANSCRIPTASE INHIBITOR ANTIRETROVIRAL THERAPY AND GUIDING
 THERAPEUTIC DECISIONS IN THE TREATMENT OF HIV/AIDS

VERIFIED STATEMENT (DECLARATION) CLAIMING
 SMALL ENTITY STATUS UNDER 37 C.F.R. §1.9(f)
 AND §1.27(c) - SMALL BUSINESS CONCERN

I hereby declare that I am:

 the owner of the small business concern identified below.

 X an official of the small business concern empowered to act on behalf of the
 concern identified below:

Name of Concern: Virologic, Inc.

Address of Concern: 270 East Grand Avenue
South San Francisco, CA 94080

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121.3-18, reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees under 35 U.S.C. §41(a) and §41(b), in that the number of employees of the concern, including those of its affiliates, does not exceed five hundred (500) persons. For purposes of this verified statement, the number of employees of the business concern is the average number, over the previous fiscal year, of the persons employed by the business concern on a full-time, part-time, or temporary basis during each pay period of the fiscal year, and concerns are affiliates of each other when, either directly or indirectly, one concern controls or has power to control the other, or a third party or parties controls or has power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled

MEANS AND METHODS FOR MONITORING NON-NUCLEOSIDE REVERSE TRANSCRIPTASE INHIBITOR
 ANTIRETROVIRAL THERAPY AND GUIDING THERAPEUTIC DECISIONS IN THE TREATMENT OF HIV/AIDS
 described in:

 X the specification filed herewith
 application serial no. filed
 patent no. issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below^a and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 C.F.R. §1.9(c)*, any concern which could not qualify as a small business concern under 37 C.F.R. §1.9(d)* or as a nonprofit organization under 37 C.F.R. §1.9(e)*.

Name: N/A
 Address:

 Individual Small Business Concern Nonprofit Organization

^aNOTE: Separate verified statements are required for each named person, concern, or organization having rights to the invention averring to their status as small entities. 37 C.F.R. §1.27.

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Small Entity/Small Business Concern

Page -2-

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. 37 C.F.R. §1.28(b)*.

I hereby declare that all statements made herein or my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Martin H. Goldstein
Title In Organization: President and CEO
Address: 270 East Grand Avenue
South San Francisco, CA 94080
Signature: *Martin H. Goldstein*
Date Of Signature: May 24, 1999

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